

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

ROYAL SLEEP PRODUCTS, INC.,

Case No.: 1:07 CV 6588

Plaintiff,

Judge: Pallmeyer

v.

Magistrate Judge: Valdez

RESTONIC CORPORATION, *et al.*,

Defendants.

**PLAINTIFF'S MOTION TO SUPPLEMENT THE RECORD IN SUPPORT
OF PLAINTIFF'S RESPONSE IN OPPOSITION TO DEFENDANTS
CONTINENTAL SILVERLINE PRODUCTS L.P.
AND DREW ROBINS' MOTION TO DISMISS**

Plaintiff, Royal Sleep Products, Inc., by and through undersigned counsel, hereby files its Motion to Supplement the Record in Support of Plaintiff's Response in Opposition to Defendants Continental Silverline Products L.P. ("Continental") and Drew Robins' Motion to Dismiss. In support thereof, Plaintiff states as follows:

1. On August 25, 2008 Plaintiff filed its Response in Opposition to Defendants Continental Silverline Products L.P. and Drew Robins' Motion to Dismiss [Doc. No. 57] ("Response").

2. Inadvertently, Plaintiff left out a short set of facts from its Statement of Facts Applicable to Jurisdiction in its Response. To wit:

a. Continental employed an Illinois resident and then-employee of Restonic Mattress Corporation by the name of Deb Gory to assist with the installation of a computer software program for the operation of Continental's business. (May 29, 2008 Deposition of Drew Robins ("Depo. Robins"), 12:17-25; 13; 14:1-1, a true and correct copy of the relevant

portions of which is attached hereto as **Exhibit "A."** July 2, 2008 Deposition of Brent Ford ("Depo. Ford"), 34:11-20, a true and correct copy of the relevant portions of which is attached hereto as **Exhibit "B")**.

b. Continental paid Ms. Gory for her work as an employee of Continental. (Depo. Robins, 13:17-25; 14:1).

c. Ms. Gory performed services for Continental in Illinois. (Depo. Ford, 34:11-20).

d. Ms. Gory stopped working for Continental approximately seven (7) months prior to the July 2, 2008 deposition of Brent Ford. (Depo. Ford, 40:2-4).

3. Such facts, together with those set forth in Plaintiff's Response, evidence the sufficiency of Continental's contacts with Illinois and support this Court's exercise of jurisdiction over Defendants.

WHEREFORE, Plaintiff respectfully request that this Honorable Court enter an Order: (i) granting Plaintiff's instant Motion to Supplement the Record with the facts set forth above; and (ii) granting such other and further relief as this Honorable Court deems just and proper.

Dated: September 4, 2008.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 4, 2008, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the attached Service List via transmission of Notices of Electronic Filing generated by CM/ECF.

/s/ Brian Ira Tanenbaum

SERVICE LIST

Royal Sleep Products, Inc. v. Restonic, et al.

Case No.: 1:07-cv- 06588

United States District Court, Northern District of Illinois

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